

Minutes of the regular meeting of the Big Plains Water and Sewer Special Service District, Washington County, Utah that was held on the 4th day of February, 2015 at the Smithsonian Fire Department Building, 1777 N. Meadowlark Dr., Apple Valley, Utah.

1. The meeting was called to order at 6:02 pm.
2. The Pledge of Allegiance was led by Mayor Moser.
3. Roll Call: Jack Davis, Neil Duncan, Mayor Moser, and Harold Merritt were present. Kevin Sair was absent. Dale Harris was present. Rod Mills of Ensign Engineering was present. Legal Council was excused. Nathan Bronemann was present taking minutes.
4. Declarations of conflict of interests
None stated.

Harold Merritt reminded the board members that they needed to file their annual declarations of conflict of interest.

5. Discussion and possible action on the case of the missing meter

Harold Merritt explained that a local parcel owner, Michael Caldwell, claimed to have a meter on his vacant parcel prior to the District purchasing assets from the Apple Valley Water Company. He wanted a waiver of the \$1,500 connection fee as he claimed that the Apple Valley Water Company removed the meter that he had previously paid for. Harold Merritt had received documentation from the real estate agent representing Mr. Caldwell, but none of it shows anything regarding a meter or connection fee being paid to the Apple Valley Water Company. The documents only showed a certificate of water rights, but had nothing to do a connection to a municipal water system.

Rod Mills said it was likely that the water right was tied to the land, so he may have water rights.

Dale Harris said there was a setter on that property, and it would only cost about \$150 plus labor to have a meter placed at that location.

Nathan Bronemann clarified that as a lot in an existing subdivision that is currently being served by the water district, they would be exempt from paying an impact fee or providing any water rights. The connection would be the only cost to be paid.

Mayor Moser said the water right was conveyed in 1990 and was now likely not valid as it had not been proofed.

Mayor Moser said that according to the previously discussed policy, the cost of the meter and labor, not including the setter was \$300. He said Mr. Caldwell would need to pay the \$300 as well as bring his account current to obtain service.

6. Discussion and possible action on final phases of the Apple Valley water project and the Cedar Point well head project – Ensign Engineering

Rod Mills said they were about 30 days from completion. He projected that they would come in under budget. If so, he said there would be a number of things they could spend the excess funding on. He gave some examples including improving another well head, repairs at the tank in Cedar Point, utilizing some of the other wellheads in Cedar Point, relocating the unused

Cedar Point tank to Paradise Canyon, among others. He said when the time comes, he will be prepared to offer recommendations.

Rod Mills said they were about a day away from finalizing the agreement with Grimshaw Drilling and the State of Utah to begin the Cedar Point water project to rehabilitate the wells. He said the plan was to work on one well at a time and if the first well had very positive results, the second one would become optional.

Kevin Sair left the meeting due to another obligation AT 6:38 PM.

7. Construction and Acquisitions – Harold Merritt

Harold Merritt said the construction was moving along well.

Rod Mills added that they were able to achieve 97% compaction in the UDOT right of way as required without having to use costly fill in that area.

8. Funding – Kevin Sair

Nothing to discuss.

9. Operations – Neil Duncan

Nothing to discuss.

10. Resource Management – Mayor Moser

Mayor Moser said the board needed to consider contracting with the Town of Apple Valley for payroll services that would include offering benefits, as the Town would be able to offer them at a lower cost.

11. Development – Jack Davis

Harold Merritt mentioned there were some new roads very near to one of the Cedar Point well buildings.

12. Review of Policies and Procedures

Nothing to discuss.

13. Sewer

Dale Harris mentioned the Cedar Point dry sewer system was showing signs of deterioration.

14. Consent Calendar - Income and Expenses

Motion made by Mayor Moser to accept the consent calendar as presented. Neil Duncan seconded the motion. Vote: Neil Duncan-yes, Mayor Moser-yes, Harold Merritt-yes, Jack Davis-yes. The motion passed 4/0.

15. Consider approval of minutes:

- a. January 21, 2015 Regular Meeting Minutes

Motion made by Mayor Moser to approve the January 21, 2015 regular meeting minutes. Jack Davis seconded the motion. Vote: Neil Duncan-yes, Mayor Moser-yes, Harold Merritt-yes, Jack Davis-yes. The motion passed 4/0.

16. Request for a closed session

None requested.

17. Adjournment

Motion made by Mayor Moser to adjourn the meeting. Jack Davis seconded the motion. Vote: Neil Duncan-yes, Mayor Moser-yes, Harold Merritt-yes, Jack Davis-yes. The motion passed 4/0.

Meeting adjourned at approximately 6:54 PM.

Date approved: _____

ATTEST BY: _____
Nathan Bronemann

Chairman Harold Merritt